



CANNON BUILDING
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**STATE OF DELAWARE
BOARD OF ARCHITECTS**

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PUBLIC MEETING MINUTES:	BOARD OF ARCHITECTS
MEETING DATE AND TIME:	Wednesday, April 5, 2017 at 1:30 p.m.
PLACE:	Division of Professional Regulation 861 Silver Lake Blvd., Conference Room B Cannon Bldg., Dover, Delaware 19904
MINUTES FOR APPROVAL:	May 3, 2017

MEMBERS PRESENT

Kevin Wilson, Professional Member, President
Paul Guggenberger, Professional Member, Secretary
Robert Maffia, Professional Member
Todd Breck, Professional Member
Daniel Ridgely, Professional Member
Phillip Winder, Public Member
Richard Senato, Public Member

MEMBERS ABSENT

Rosemarie Vanderhoogt, Public Member
Teresa Wilson, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Jennifer Singh, Deputy Attorney General
Jennifer Witte, Administrative Specialist II

OTHERS PRESENT

Nancy Payne
Shawn Crowley
Richard Buchanan

CALL TO ORDER

Mr. Wilson called the meeting to order at 1:34 p.m.

Due to technical difficulty with the recording device, Mr. Wilson delayed the start of the proposal to deny hearing until it was working.

REVIEW OF MINUTES

A motion was made by Mr. Breck, seconded by Mr. Guggenberger, to approve the minutes from the March 1, 2017 meeting as presented. The motion was unanimously carried.

UNFINISHED BUSINESS

Sign Final Orders

The Board signed the final orders from Hearing Officer Recommendations reviewed at the March 1, 2017 meeting for George Gordon IV, Jack Smith and Anat Mor.

Final Denial of Applications

At the December 7, 2016 meeting, the Board proposed to deny the application of David Mengers to sit for the ARE examination for failure to meet the educational requirements set forth in the statute and rules and regulations.

To date, there has been no request for a hearing before the Board or any additional correspondence received.

A motion was made by Mr. Guggenberger, seconded by Mr. Senato, to deny the application of David Mengers. The motion was carried by Mr. Wilson, Mr. Maffia, Mr. Ridgely, and Mr. Winder. Mr. Breck abstained.

Proposal to Deny Hearing – Shawn Crowley – 1:30 p.m.

The hearing went on record at 1:46 p.m. The Board members were introduced. Ms. Singh stated that today's hearing is a result of the Board's proposal to deny Mr. Crowley's architect application its' March 1, 2017 meeting for not meeting the requirements for licensure as stated in 309(a)(2) of the Statute. Ms. Singh marked as Board Exhibit 1 a packet of documents including Mr. Crowley's application for licensure and all supporting documents, proposal to deny notice, and notice of today's hearing. Mr. Crowley was present and represented himself. Mr. Crowley was sworn in and testified as to his educational and professional backgrounds and requested that the Board reverse the proposal to deny and approve his application based off of 307 (a)(1) of the Statute. Mr. Crowley answered questions from the Board. Ms. Singh marked as Applicant Exhibit 1 a packet of documents Mr. Crowley brought attesting to his education and experience. The Board went into deliberations. After the Board came out of deliberations, Ms. Singh advised that Mr. Crowley has the option to withdraw his application for licensure or the denial of his application can continue. Mr. Crowley asked the Board for suggestions on acquiring a license in Delaware and after an acceptable response withdrew his application. The hearing went off record at 2.23 p.m.

Discussion on What are Exempt Structures in Delaware

After a brief discussion, Ms. Singh stated that she would make amendments to the three exceptions and have a draft ready for the May 3, 2017 meeting.

NEW BUSINESS

Ratification of Certificate of Authorization Applications

A motion was made by Mr. Guggenberger, seconded by Mr. Wilson, to approve the ratified Certificate of Authorization applications of Webber/Smith Associates. Inc., M Architects, LLC., Massa Multimedia Architecture, PC, Lockett & Farley Architects, Engineers and Construction Managers, Inc. and CASCO Diversified Corporation. The motion was unanimously carried.

A motion was made by Mr. Guggenberger, seconded by Mr. Senato, to amend the agenda to add Christopher Morrison to IV. B. of the agenda. The motion was unanimously carried.

Ratification of Reciprocity Applications – NCARB Certificate

A motion was made by Mr. Breck, seconded by Mr. Guggenberger, to approve the ratified applications of Megan Holmes, Kevin Link, Arlene Edjourian, Lynn Peters, Rick Smith, Jeremy Avellino, Joseph Riley, Albert Zgulinski, Elizabeth Weiss, Robin Murphy, Gerald Luecke, Christopher Morrison, Orsi Cunningham, Allan Renzi, Matthew Badolato, Joseph Lipanovski, Jean Dufresne and James Determan. The motion was unanimously carried.

Review and Consider Recommendations of the Chief Hearing Officer

Due to one licensee being present, Mr. Wilson modified the order that the recommendations were reviewed.

Richard Buchanan, #S5-0006797

Mr. Buchanan was present for the review of his recommendation. He addressed the Board stating that was found deficient and after thoroughly reviewing the rules and regulations for Delaware, going forward he will strive to stay on top of what is required.

After review, a motion was made by Mr. Maffia, seconded by Mr. Breck, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

Joseph Jancuska, #S5-0006166

After review, a motion was made by Mr. Maffia, seconded by Mr. Ridgely, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

William Feeney, #S5-0007767

After review, a motion was made by Mr. Breck, seconded by Mr. Maffia, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

Ronald Brasher, #S5-0005089

After review, a motion was made by Mr. Senato, seconded by Mr. Ridgely, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language, reducing the monetary fine and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

Gary Kliesh, #S5-0007765

After review, a motion was made by Mr. Breck, seconded by Mr. Senato, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

David Schultz, #S5-0007703

After review, a motion was made by Mr. Breck, seconded by Mr. Winder, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

Nicholas Staikos, #S5-0006796

After review, a motion was made by Mr. Maffia, seconded by Mr. Ridgely, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and the correction of year 2015 in #2 of the recommended discipline. The motion was unanimously carried.

Daniel Ball, #S5-0006796

After review, a motion was made by Mr. Breck, seconded by Mr. Guggenbberger, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was carried by Mr. Wilson, Mr. Ridgely, Mr. Winder and Mr. Senato.

Thomas Carr, #S5-0005775

After review, a motion was made by Mr. Breck, seconded by Mr. Maffia, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language, a correction to the year noted in #2 of the recommended discipline and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

Frederick Read, #S5-0006310

After review, a motion was made by Mr. Breck, seconded by Mr. Maffia, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

Kevin Ballantyne, #S5-0005449

After review, a motion was made by Mr. Guggenberger, seconded by Mr. Breck, to accept the recommendation of the Chief Hearing Officer with an amendment to the legal language and an immediate suspension should compliance to the discipline imposed not be achieved. The motion was unanimously carried.

Request for Wall Certificate

The Board signed the wall certificate for James Seiple.

CORRESPONDENCE

The Board received a letter from NCARB advising that the AIA recently announced their task force on 'intern title' recommended using either 'architectural associate' or 'design professional' to describe those unlicensed individuals working in firms. The NCARB leadership was meeting on April 6, 2017 to advise the AIA of where the impediments to their position may exist.

OTHER BUSINESS BEFORE THE BOARD

Ms. Witte advised that the Board's July meeting falls the day after a holiday and suggested that the date be changed to ensure a quorum of the Board would be present.

PUBLIC COMMENT

There was no public comment.

NEXT MEETING

The next meeting will be May 3, 2017 at 1:30 p.m. in Conference Room B.

ADJOURNMENT

There being no further business, a motion was made by Mr. Senato, seconded by Mr. Guggenberger, to adjourn the meeting at 4:02 p.m. The motion unanimously carried.

Respectfully submitted,

Jennifer L. Witte

Administrative Specialist II